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Dkt. 76916-AZA/JPW/JSW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee : Richard K. Wampler  
Patent No. : 6,234,998  
Issued : May 22, 2001  
For : SEALLESS ROTARY BLOOD PUMP  
Serial No. : 09/420,997  
Filed : October 20, 1999

1185 Avenue of the Americas  
New York, New York 10036

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REVOCATION OF POWER OF  
ATTORNEY AND APPOINTMENT OF NEW ATTORNEYS

In accordance with 37 C.F.R. §3.73(b), Heartware, Inc., 3351 Executive Way, Miramar, Florida 33025, is the assignee of all right, title, and interest in and to the above-identified application by virtue of an assignment from Kriton Medical, Inc., a copy of which is attached hereto as **Exhibit A**. This Assignment was submitted to the United States Patent and Trademark Office for recording, and was recorded at Reel No. 014301, Frame No. 0838 on July 24, 2003.

Heartware, Inc. hereby revokes all powers of attorney previously granted and appoints the following attorneys: John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Paul Teng (Reg. No. 40,837); and Gary J. Gershik (Reg. No. 39,992) and each of them, all c/o Cooper and Dunham LLP, 1185

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Avenue of the Americas, New York, New York 10036 (Tel. (212) 278-0400), its attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

Please address all communications and direct all telephone calls regarding this application to:

JOHN P. WHITE  
COOPER & DUNHAM LLP (Customer No. 23432)  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036  
TEL. (212) 278-0421

I certify that I am authorized to sign this Revocation of Power of Attorney and Appointment of New Attorneys on behalf of Heartware, Inc.

Heartware, Inc.

By:  Date: 4 APRIL 07

Printed Name: Jeffrey A. LaRose

Title: Vice President

# **EXHIBIT A**

**ASSIGNMENT OF UNITED STATES PATENTS**

For good and valuable consideration, the receipt of which is hereby acknowledged, Kriton Medical, Inc., a Delaware corporation having a place of business at 3351 Executive Way, Miramar, Florida 33025, hereby assigns to HeartWare, Inc., a Delaware corporation having a place of business at 3351 Executive Way, Miramar, Florida 33025, its entire right, title and interest in and to the United States Patents listed in the attached Exhibit A, and in any reissue or reexamination or extension of such patents, together with the right to sue for past infringement of each and any of said patents.

KRITON MEDICAL, INC.

By: 

(SEAL)

Printed Name: David A. Neafus

Title: CFO

Date: as of 10 July 2003

STATE OF MASSACHUSETTS )  
 ) SS.  
COUNTY OF NORFOLK )

On this 18<sup>th</sup> day of JULY, 2003, before me, a notary public in and for the County and State aforesaid, appeared David A. Neafus, to me personally known to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

WITNESS my hand and seal the day and year last above given.

  
NOTARY PUBLIC

(NOTARY SEAL)

KRITON MEDICAL INC. US PATENTS

Patent No.	Country (US)	Serial No.	Patent No.	Issued Date	Investigative Date	Device Description
14418 441800	USA	S/N 09/22,1094 P/N 6,158,984		12/12/00	12/28/98	Rotary Blood Pump With Ceramic Members
14400 440000	USA	S/N 09/166539 P/N 6,149,683		11/21/00	10/05/98	Power System For An Implantable Heart Pump
14332 433200	USA	S/N 08/996577 PAT. 6,120,537		09/19/00	12/23/97	Sealless Blood Pump W/Means For Avoiding Thrombus Formation
14391DIV 439100	USA	S/N 09/108434 P/N 6,080,133		06/27/00	07/01/98	Sealless Rotary Blood Pump
14233CIP 423301	USA	S/N 08/910375 P/N 5,840,070		11/24/98	08/13/97	Sealless Rotary Blood Pump
14233 423300	USA	S/N 603536 PAT. 5,695,471		12/09/97	02/20/96	Sealless Rotary Blood Pump W/Passive Magnetic Radial Bearings & Blood Immersed Axial Bearings
14530 453000	USA	S/N 09/420997 P/N 6,234,998		05/22/01	10/20/99	Sealless Rotary Blood Pump
14453 445300	USA	S/N 09/301138 P/N 6,234,772		05/22/01	04/28/99	Rotary Blood Pump
14429 442900	USA	S/N 09/233567 P/N 6,217,541		04/17/01	06/19/99	Blood Pump Using Cross-Flow Principles
14408 440800	USA	S/N 09/204795 P/N 6,264,635		07/24/01	12/03/98	Active Magnetic Bearing System For Blood Pump
14579	USA	S/N 09/688,251 P/N 6,368,083		04/3/02	10/13/00	Sealless Rotary Blood Pump